



07-21-04

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Docket No. 55821

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: S. Varner et al.

U.S.S.N.: 09/888,079

Group No.: 1616

FILED: June 22, 2001

Examiner: L. Kontos

FOR: METHOD AND DEVICE FOR SUBRETINAL DRUG DELIVERY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 02209-9169

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as Express Mail, Label No. EV438992235US addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date 7/19/04

By: Susan M. Dillon
Susan M. Dillon

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the provisions of 37 C.F.R. §§1.56 and 1.97, Applicants herewith submit the publications and/or patents shown on the attached form PTO-1449, for consideration by the Examiner in connection with the examination of the above-identified patent application.

REMARKS

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed:

- _____ (1) within three (3) months of the Filing Date or **before the mailing date of the First Office Action** on the merits; or
- _____ (2) within three months of the mailing date of the Search Report issued by the **PCT Patent Office**; or

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- X (3) after the period defined in (1) but before the mailing date of a **Final Rejection** or **Notice of Allowance**, and the requisite Certification or fee under Rule 1.17(p), namely **\$240.00**, is included herein; or
- (4) after the mailing date of a **Final Rejection** or **Notice of Allowance** but before the payment of the **Issue Fee**, and the requisite Certification, petition, and petition fee are included herein.

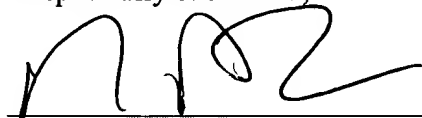
It is respectfully requested that each of the documents shown on the attached form(s) PTO-1449 be made of record in this application. Copies of these documents (CHECK ONE):

- X are enclosed herewith; or
- have been cited in the parent application, and are thus not being resubmitted herein.

FEE AUTHORIZATION

Should any fees associated with the submission be required, the Commissioner is authorized to charge the missing fee to our Deposit Account, No. 04-1105. Any overpayments should be credited to said Deposit Account.

Respectfully submitted,



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Date: July 19, 2004



FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT	DOCKET NO.: 55821 (71699)	SERIAL NO.: 09/888,079
	APPLICANT(S): S. Varner et al.	
	FILING DATE: June 22, 2001	GROUP NO.: 3763

UNITED STATES PATENT DOCUMENTS

EXAM. INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	3,598,119	08/10/71	White	128	215	
	AB	3,659,610	05/02/72	Climber	128	347	
	AC	4,645,491	02/24/87	Evans	604	158	
	AD	4,710,171	12/01/87	Rosenberg	604	117	
	AE	4,781,691	11/01/88	Gross	604	164	
	AF	4,909,784	03/20/90	Dubroff	604	49	
	AG	4,978,334	12/18/90	Toye et al.	604	51	
	AH	5,238,481	07/12/94	Wang	604	51	
	AI	5,487,725	01/30/96	Peyman	604	22	
	AJ	5,792,099	08/11/98	DeCamp et al.	604	51	
	AK	5,827,236	10/27/98	Takahashi	604	240	
	AL	5,871,470	02/16/99	McWha	604	158	
	AM	6,254,587 B1	07/03/01	Christ et al.	604	521	
	AN	6,378,526 B1	04/30/02	Bowman et al.	128	898	
	AO	6,397,849 B1	06/04/02	Bowman et al.	128	898	
	AP	6,402,734 B1	06/11/02	Weiss	604	521	
	AQ	6,537,253 B1	03/25/03	Haindl	604	158	
	AR	6,544,249 B1	04/08/03	Yu et al.	604	521	
	AS	6,579,256 B2	06/17/03	Hughes	604	60	
	AT	2003/0073957 A1	04/17/03	Haindl	604	164.02	
	AU	2003/0158521 A1	08/21/03	Ameri	604	117	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO
	AV	0 417 764 B1	06/07/95	Europe			Yes

OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

	AW	Abstract of PubMed ID: 11437077; M.E. Verdugo et al.; Cell translation, (2001) 10(3) 317-27					
	AX	Abstract of PubMed ID: 9304644; A. Lowenstein et al.; Ophthalmic surgery and lasers, (1997 Sep) 28(9) 774-5					
	AY	Abstract of PubMed ID: 8515951; K. J. Wald et al.; Ophthalmic surgery, (1993 May) 24(5) 336-8.					



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	AZ	Abstract of PubMed ID: 2250851; E. A. Hansen et al.; Ophthalmic surgery (1990 Oct) 21(120) 696-9.	
Examiner:			Date: